

UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD

In the Matter of:	)	
	)	
VELOX EXPRESS, INC.	)	
	)	
Respondent,	)	
	)	Case 15-CA-184006
	)	
and	)	
	)	
JEANNIE EDGE,	)	
	)	
an Individual.	)	

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**RESPONSE OF VELOX EXPRESS, INC. TO SHOW CAUSE NOTICE**

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Respondent, Velox Express, Inc. (“Velox”), hereby responds to the notice in the August 29, 2019 Decision and Order the National Labor Relations Board in this matter that cause be shown, in writing, filed with the Board in Washington, D.C., on or before September 12, 2019 (with affidavit of service on the parties to this proceeding), why the complaint allegation involving Velox’s maintenance of an allegedly unlawful “Non-Disparagement” provision should not be remanded to the administrative law judge for further proceedings consistent with the Board’s decision in *Boeing Co.*, 365 NLRB No. 154, slip op. at 14-17 (2017), including reopening the record if necessary.

Velox has no objection to remand for such further proceedings, but there is no basis or need to reopen the record. All facts necessary and relevant to

determination of the issue under the *Boeing* standard are in the record, and upon application of that standard to those facts it is clearly evident that Velox's maintenance of the provision is not unlawful.

Dated: September 12, 2019

Respectfully submitted,

/s/ Benjamin C. Fultz

Benjamin C. Fultz

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### **CERTIFICATE OF SERVICE**

I, Benjamin C. Fultz, counsel for Respondent, Velox Express, Inc., after first being duly sworn, do hereby certify that on September 12, 2019, I caused a copy of the foregoing document to be electronically served upon the following:

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